

STATE OF CALIFORNIA
DEPARTMENT OF MENTAL HEALTH
OFFICE OF LEGAL SERVICES

PUBLIC HEARING

DEPARTMENT OF WATER RESOURCES
AUDITORIUM
1416 NINTH STREET
SACRAMENTO, CALIFORNIA

MONDAY, AUGUST 16, 2010

10:00 A.M.

ORIGINAL

Reported by:
Deborah Baker

A P P E A R A N C E S

Department of Mental Health

Stephanie Fields, Regulations Coordinator

Heidi L. Lehrman, Staff Counsel

Others Present

No Members of the Public Present

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P R O C E E D I N G S

10:00 a.m.

REGULATIONS COORDINATOR FIELDS: Good morning, I am Stephanie Fields, Regulations Coordinator for the Department of Mental Health.

It is 10:00 a.m. on Monday, August 16, 2010, and we are gathered here today at the Auditorium at the California Department of Water Resources at 1416 Ninth Street, Sacramento, California, to receive public comments on a proposed rulemaking action by the Department of Mental Health. The Department has proposed this rulemaking action to amend 19 regulations and adopt 3 regulations located in CCR, Title 9, Division 1, Chapter 11, Medi-Cal Specialty Mental Health Services to ensure consistency with provisions that already exist in other states and/or federal statute that should be included by reference or by inclusion of the regulatory text.

Under the rulemaking provisions of the California Administrative Procedure Act, this is the time and place set for the presentation of statements, arguments and contentions, orally or in writing, for or against changes in the proposed regulations, notice of which has previous been published and sent by mail and e-mail to the interested parties.

This is a quasi-legislative hearing in which the

1 Department carries out a rulemaking function delegated to it
2 by the Legislature. Witnesses presenting testimony at this
3 hearing will not be sworn in, nor will we engage in cross-
4 examination of witnesses. We will take under submission all
5 written and oral statements submitted or made during this
6 hearing. We will respond to these comments in writing in
7 the final statement of reasons.

8 This entire APA rulemaking hearing will be
9 recorded by an electronic reporter. The transcript of the
10 hearing and all exhibits and evidence presented during the
11 hearing will be made part of the rulemaking record.

12 The record for this hearing is being kept open
13 until the close of business today, August 16, 2010, in order
14 to receive additional relevant evidence in writing from
15 interested parties. If you have brought written comments
16 with you to submit during the hearing today please give them
17 to me, Stephanie Fields.

18 As you entered this room, you were all offered the
19 attendance sheet to sign your name, and a space to mark to
20 indicate that you wanted to stand up and make oral comments
21 on the proposed regulations.

22 Please fill out the attendance sheet even if you
23 do not wish to speak. If you provide your complete address
24 or e-mail address, we will notify you before final adoption
25 of any changes to this proposal or about any new material

1 relied upon in proposing these regulations. Such a notice
2 will be sent (1) to everyone who submits written comments
3 during the written comment period, including those written
4 comments submitted today, (2) to everyone who testified
5 today, and (3) to everyone who asks for such notification.
6 While no one may be excluded from participation in these
7 proceedings for failure to identify themselves, the names
8 and addresses on the attendance sheet will be used to
9 provide the notice.

10 At this point the rulemaking record includes four
11 exhibits: 1, 2, 3, and 4. Exhibit 1 is the Notice of
12 Proposed Action which was published in the California
13 Regulatory Notice Register on July 2, 2010, Number 27-Z,
14 pages 1014 through 1016.

15 Exhibit 2 is the Express Terms of the Proposed
16 Action, using underline to indicate additions to, and
17 strikeout to indicate deletions from, the California Code of
18 Regulations.

19 Exhibit 3 is the Statement of Reasons for the
20 proposed rules.

21 Exhibit 4 contains written comments received to
22 date.

23 These regulations were duly noticed. Copies of
24 the notice, together with the regulations and the Statement
25 of Reasons, were mailed to all interested parties who had

1 requested rulemaking notices.

2 Is there anyone who wishes to speak concerning the
3 Department's proposed regulations?

4 (No response.)

5 (Off the record.)

6 Is there anyone else who wishes to speak
7 concerning the Department's proposed regulations?

8 Hearing no requests I hereby close this oral
9 hearing. It is exactly 12:00 p.m.

10 However, we will receive written comments until
11 5:00 p.m. today at our offices at the Department of Mental
12 Health Legal Office, 1600 Ninth Street, Suite 435,
13 Sacramento, California.

14 (Thereupon, the public hearing was
15 closed at 12:00 p.m.)
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CERTIFICATE OF REPORTER/TRANSCRIBER

I, Deborah Baker, an Electronic Reporter, do hereby certify that I am a disinterested person herein; that I recorded the foregoing California Department of Mental Health regulatory hearing; that it was thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said regulatory hearing, nor in any way interested in the outcome of said matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 24th day of August, 2010.



DEBORAH BAKER